

Continued May 15, 1996

- b) Ordinance No. 1632 entitled, "An Ordinance Of The Lodi City Council Amending The Official District Map Of The City Of Lodi And Thereby Rezoning The Area Bounded By The Future Location Of Tienda Drive On The North; The Woodbridge Irrigation District Canal On The East; A Line 500 Feet North Of West Kettleman Lane On The South And The Target Shopping Center On The West, Being Portions Of The Parcels Located At 1549 Through 2249 West Kettleman Lane From R-2, Single-Family Residential To RCP, Residential-Commercial-Professional With A Condition Relating To School Facilities Funding" having been introduced at a regular meeting of the Lodi City Council held May 1, 1996 was brought up for passage on motion of Council Member Sieglock, Mann second. Second reading of the ordinance was omitted after reading by title, and the ordinance was then adopted and ordered to print by the following vote:

Ayes: Council Members - Davenport, Mann, Pennino, Sieglock and Warner (Mayor)

Noes: Council Members - None

Absent: Council Members - None

FILE NO. CC-35(a), CC-53(a) AND CC-149

11. COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS

- a) Arilee Pollard, 1739 LeBec Court, Lodi, spoke in protest of the termination of Fire Chief Hank Howard, stating she doesn't know all the details, and asked that Mr. Flynn explain why Mr. Howard was fired, and why department heads have no security. She added that she hoped the city had more compassion regarding personnel policies.
- b) Joe Fries, 2213 Corbin Lane, Lodi, reiterated Mrs. Pollard's comments, claiming shock at Mr. Howard's termination and the seeming unfairness when everyone else has procedures to follow regarding terminations except department heads. He further stated he doesn't feel Hank was given a fair shake.
- c) Doris Fries, 2213 Corbin Lane, Lodi, asked why Chief Howard was terminated without explanation.
- d) Hilde Equitz, 901 Dorchester Circle, Lodi, asked for an explanation as to why Chief Howard was terminated without a reason.
- e) Janet Pruss, 2421 Diablo Drive, Lodi, stated she has had many inquiries regarding the termination of Hank Howard and feels the public is entitled to some type of explanation and answer to their questions regarding this action.
- f) Virginia Lahr, 311 East Elm Street, Lodi, stated that she has been receiving fabulous reports regarding the code enforcement program headed by Community Improvement Manager Joseph Wood and Community Development Director Konradt Bartlam. They are doing a great job on code enforcement and cleaning up several areas in Lodi.
- g) City Attorney Hays addressed public comments regarding Hank Howard's termination by stating personnel matters are very sensitive, and there are several reasons why no comments will be made at this time. Particularly, the Brown Act states comments can be made by the public on non-agenda items, but responses are not allowed. A response would have to be made after putting it on an agenda. Mr. Hays further stated legal rights of a personnel issue put the Council in the position of not being able to address the public openly regarding these types of items because of litigation issues. For the City Council or staff to do so subjects them to potential litigation circumstances due to privacy rights violations, and possibly demeaning comments regarding background and integrity. For these reasons, personnel issues will not be addressed in open forum.

FILE NO. CC-6

(6)

May 14, 1996

We, the undersigned object to the way
Henry, "Hank" Howard, Fire Chief was
dismissed with no explanation, warning
or cause and feel he deserves a reinstatement.
There needs to be a change in dealing
with people through Dixon Flynn's office.

Sample
only use
once.

- | <u>signature</u> | <u>Print name</u> | <u>address</u> |
|--------------------|-------------------|------------------------------------|
| 1. Arilee Pollard | Arilee Pollard | 1739 Le Bec Court
Lodi CA 95240 |
| 2. Joannette Mayer | Joannette Mayer | 323 Wood Dr.
Lodi, CA. 95242 |
| 3. Mabel Martin | Mabel Martin | 625 Cardinal
Lodi, CA 95240 |
| 4. Kathleen Faria | Kathleen Faria | 636 Black Oak Lodi 95242 |
| 5. Elma Proper | ELMA PROPER | 921 Fome Ave, Lodi 95240 |
| 6. Elsie M. Leary | Elsie M. Leary | 114 Rivergate Pl
Lodi |
| 7. Dorothy Moore | Dorothy Moore | 830 Denby Lodi 95241 |

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